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January 12, 2023

VIA EMAIL

Honorable André M. Espinosa, U.S.M.J  
U.S. District Court for the District of New Jersey  
Frank R. Lautenburg U.S. Post Office & Courthouse  
2 Federal Square  
Newark, New Jersey 07101

**Re: *Borough of Edgewater vs. Waterside Construction, et al*  
Civil Action No. 2:14-cv-05060 (JMV-AME)**

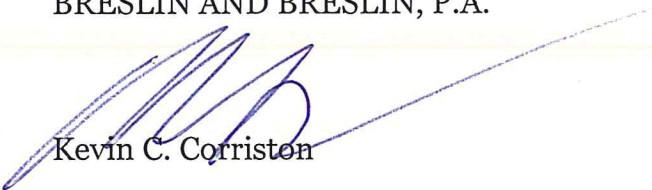
Dear Judge Espinosa:

As Your Honor is aware, I represent Third-Party Defendant/Defendant/Cross Claimant Hudson Spa Club, LLC ("Hudson Spa") in the above captioned matter. I am in receipt of an email dated January 12, 2023 from Your Honor's law clerk, Joshua Sherman, attaching a Final Pretrial Order form to be submitted by all parties in this matter.

I enclose for Your Honor's convenience a copy of Judge John Michael Vazquez's Order of September 29, 2021 granting Summary Judgment to my client.

Respectfully submitted,

BRESLIN AND BRESLIN, P.A.

  
Kevin C. Corrison

KCC:mlc  
Enclosure  
cc: All Counsel of Record (via Email)

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UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

BOROUGH OF EDGEWATER,

Plaintiff,

v.

WATERSIDE CONSTRUCTION, LLC; 38 COAH , LLC; DAIBES BROTHERS, INC.; NORTH RIVER MEWS ASSOCIATES, LLC; FRED A. DAIBES; TERMS ENVIRONMENTAL SERVICES, INC.; ALCOA INC.; ALCOA DOMESTIC, LLC, as successor in interest to A.P. NEW JERSEY, INC.; HUDSON SPA, LLC; JOHN DOES 1-100; ABC CORPORATIONS 1-100,

Civil Action No. 14-5060

ORDER

Defendants  
and

WATERSIDE CONSTRUCTION, LLC; 38 COAH LLC; DAIBES BROTHERS, INC.; NORTH RIVER MEWS ASSOCIATES, LLC; FRED A. DAIBES,

Defendants/ Third-Party Plaintiffs

v.

NEGLIA ENGINEERING ASSOCIATES,

Third-Party Defendants,  
and

ALCOA DOMESTIC, LLC as successor in interest to A.P. NEW JERSEY, INC.,

Defendant/Third-Party Plaintiff,

v.

COUNTY OF BERGEN; RIVER ROAD IMPROVEMENT PHASE II, INC.; HUDSON SPA, LLC,

Third-Party Defendants.

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**John Michael Vazquez, U.S.D.J.**

For the reasons set forth in the accompanying Opinion, and for good cause shown,

IT IS on this 29th day of September, 2021,

**ORDERED** that the motion filed by Hudson Spa, LLC for summary judgment (D.E. 342)

is **GRANTED**.<sup>1</sup>



John Michael Vazquez, U.S.D.J.

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<sup>1</sup> Hudson Spa, LLC moved for summary judgment as to the negligence and Spill Act claims asserted against it. The motion is therefore granted only as to those claims.